

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS (Eastern Division)**

**Comcast of Massachusetts I, Inc.**

**Case No.: 04-10473 PBS**

**Plaintiff,**

**vs.**

**Peter Sbano**

**Defendant**

**AFFIDAVIT OF ATTORNEY FOR  
PLAINTIFF'S REQUEST  
FOR DEFAULT**

Now comes John M. McLaughlin, Attorney for the Plaintiff in the above-entitled action, and, on oath, states the following:

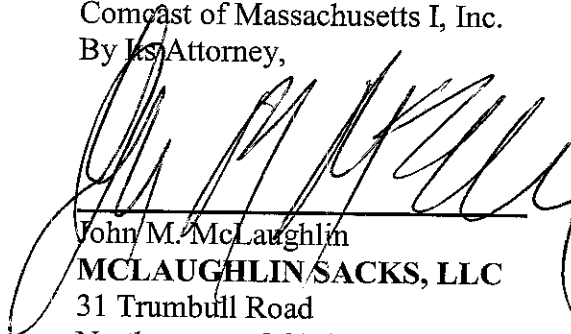
1. On March 9, 2004, the Plaintiff filed a Complaint against the Defendant, **Peter Sbano**, in United States District Court, alleging violations of 47 U.S.C. § 553.
2. On March 30, 2004, the said Defendant was served by **leaving at the last and usual place of abode, by Deputy Sheriff Hooper** (see copy of Deputy Sheriff's Return of Service marked **Exhibit A**, attached hereto, and made a part hereof).
3. Pursuant to the provisions of Rule 12 of the Fed. R. Civ. P., the Defendant had twenty days after being served with the summons and complaint within which to serve an answer to Plaintiff's Complaint.
4. To date, the Defendant has failed and neglected to file an answer to Plaintiff's Complaint or to otherwise defend against Plaintiff's claims.
5. I have filed herewith an application for entry of default, with the request that a Notice of Default be entered by this Court.

6. I have attached a Form of Order entitled Notice of Default, for the Court's use if it shall determine that the said Defendant is in default.

Subscribed and sworn to, under the pains and penalties of perjury, this 27 day of

April, 2004.

Respectfully Submitted for the Plaintiff,  
Comcast of Massachusetts I, Inc.  
By Its Attorney,



John M. McLaughlin  
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